



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Kazutaka SHIBATA

Application No.: 10/088,163

Filed: March 15, 2002

For: SEMICONDUCTOR DEVICE AND METHOD FOR MANUFACTURING THE SAME

Attorney Docket No.: KWM-0001

Examiner: P. Greene

Art Unit: 2826

Confirmation No. 1108

#7
Election
J. McInnis
9/30/02
RECEIVED
SEP 30 2002
TECHNOLOGY CENTER 2800

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Restriction Requirement dated August 27, 2002, Applicants provisionally elect Group I (claims 1-20 drawn to a semiconductor device) with traverse.

It is respectfully submitted that the subject matter of all claims is sufficiently related that a thorough search of the subject matter of any one group of claims would necessarily encompass a search for the subject matter of the remaining claims. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP 803 in which it is stated "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims that are distinct or independent inventions" (emphasis added).

It is respectfully submitted that this policy should apply to the present application in order to avoid unnecessary delay and expense to Applicants and the duplicative examination by the Patent Office.

Please charge any fee deficiency or credit any over payment to Deposit Account
No.18-0013.

Respectfully submitted,

Date: September 26, 2002

By: _____



Carl Schaukowitch
Reg. No. 29,211

RADER, FISHMAN & GRAUER PLLC
1233 20th Street, N.W. Suite 501
Washington, D.C. 20036
Tel: (202) 955-3750
Fax: (202) 955-3751
Customer No. 23353

DC099658